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Attorneys for Plaintiff
St Andrews Links Limited

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ST ANDREWS LINKS LIMITED,

Plaintiff,

v.

SOURCE AND DESIGN
INTERNATIONAL (UK) LTD and JOHN
CHARLES MORTON,

Defendants.

Case No.: 4:21-cv-06470-JST

**STIPULATION AND ~~PROPOSED~~
ORDER TO CONTINUE INITIAL
CASE MANAGEMENT
CONFERENCE AND RELATED
DEADLINES**

Local Rule 6-2

WHEREAS, Plaintiff St Andrews Links Limited (“**St Andrews**”) filed its Complaint in the
above-captioned matter on August 20, 2021 [Dkt. 1];

1 WHEREAS, St Andrews filed its First Amended Complaint on October 20, 2021 [Dkt. 8]
2 and served Defendants Source and Design International (UK) Ltd and John Charles Morton
3 (collectively, “**Defendants**”) with the First Amended Complaint on October 22, 2021 [*see*, Dkt. 9];

4 WHEREAS, prior to Defendants filing their responsive pleadings, St Andrews filed, on
5 November 1, 2021, an Administrative Motion to Continue Initial Case Management Conference
6 and Related Deadlines [Dkt. 12], pursuant to which the Initial Case Management Conference was
7 continued to December 21, 2021 and the deadline for filing the Joint Case Management Conference
8 Statement was set for December 14, 2021 [*see* Dkt. 13];

9 WHEREAS, on November 12, 2021, Defendants filed a stipulation to extend the deadline
10 to file their responsive pleadings by one week, to which St Andrews did not object [Dkt. 17];

11 WHEREAS, on November 19, 2021, Defendants filed a Motion to Dismiss for Lack of
12 Personal Jurisdiction [Dkt. 18] (the “**Motion to Dismiss**”), along with a supporting Declaration
13 from John Charles Morton [Dkt. 18-1];

14 WHEREAS, on November 30, 2021, the parties filed a Stipulation and [Proposed] Order
15 Regarding Expedited Jurisdictional Discovery and Extending Deadline for Opposition to Motion
16 to Dismiss [Dkt. 19], which the Court duly entered on December 6, 2021 [Dkt. 24] (the
17 “**Jurisdictional Discovery Order**”);

18 WHEREAS, since the Court entered the Jurisdictional Discovery Order, the parties have
19 completed expedited jurisdictional discovery and filed stipulations to extend Defendants’ time to
20 complete the briefing on the Motion to Dismiss;

21 WHEREAS, the Motion to Dismiss is fully briefed as of April 8, 2022 [Dkt. 39];

22 WHEREAS, the Court set a hearing on the Motion to Dismiss for May 19, 2022 [Dkt. 38],
23 which was vacated by the Court on May 12, 2022 in light of the Court’s finding that the matter is
24 suitable for determination without oral argument [Dkt. 44];

25 WHEREAS, pursuant to the current case schedule, the Initial Case Management Conference
26 is set for July 5, 2022, with the parties’ Joint Case Management Statement due by June 28, 2022
27 [Dkt. 41];

1 WHEREAS, the parties have met and conferred regarding the current case management
2 deadlines and believe that the continuance of the Initial Case Management Conference, and related
3 deadlines, requested herein is in the interest of conserving the Court's limited resources, as well as
4 those of the parties, as it would permit the Court to resolve the pending dispositive motion prior to,
5 *inter alia*, setting a case schedule and it would also allow the parties conduct a meaningful Rule
6 26(f) conference after the pleadings have closed;

7 WHEREAS, the parties believe that continuing the Initial Case Management Conference to
8 no earlier than August 2, 2022 would permit the parties to await the Court's decision on the pending
9 Motion to Dismiss prior to, *inter alia*, conducting the Rule 26(f) conference, preparing the Joint
10 Case Management Conference Statement, and appearing at the Initial Case Management
11 Conference;

12 WHEREAS, pursuant to Local Rule 6-2(a), the parties may request "an order changing time
13 that would affect the date of an event or deadline already fixed by Court order, or that would
14 accelerate or extend time frames set in the Local Rules or in the Federal Rules";

15 WHEREAS, pursuant to Local Rule 6-2(a), the stipulated request made herein is
16 accompanied by the Declaration of Andrew H. Winetroub in support hereof;

17 **NOW, THEREFORE**, St Andrews and Defendants hereby stipulate and request an order
18 from the Court as follows:

- 19 i. The Initial Case Management Conference scheduled for July 5, 2022 shall be
20 continued and reset for a date no earlier than August 2, 2022, subject to the Court's
21 convenience and availability; and
22 ii. The parties' Joint Case Management Conference Statement shall be due seven (7)
23 days prior to the date set for the Initial Case Management Conference.

24
25 Dated: June 13, 2022

Respectfully submitted,

26 **NIXON PEABODY LLP**

27 By: /s/ Robert A. Weikert
28

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The initial case management conference is continued to August 2, 2022 with a case management statement due July 26, 2022.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: June 15, 2022


Hon. Jon S. Tigar
United States District Judge